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<b>REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL</b>  Address to: Mail Stop RCE Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450	<b>Application Number</b>	09/926,286
	<b>Filing Date</b>	January 15, 2002
	<b>First Named Inventor</b>	Annamaria COLACCI, <i>et al.</i>
	<b>Group Art Unit</b>	1614
	<b>Examiner Name</b>	Rebecca Cook
	<b>Attorney Docket Number</b>	2965-159
<b>This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.</b> Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.		

1. Submission required under 37 C.F.R. § 1.114 Note: if the RCE is proper, any previously filed unentered amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).
  - a. ☐ Previously submitted
    - i. ☐ Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on \_\_\_\_\_
    - ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on \_\_\_\_\_
    - iii. ☐ Other \_\_\_\_\_
  - b. Enclosed
    - i. ☒ Amendment/Reply
    - ii. ☐ Affidavit(s)/Declarations
    - iii. ☐ Information Disclosure Statement (IDS)
    - iv. ☐ Other \_\_\_\_\_
2. Miscellaneous
  - a. ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of \_\_\_\_\_ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.170(i) required.)
  - b. ☐ Other \_\_\_\_\_
3. Fees The RCE fee under 37 C.F.R. § 1.17(e) is required by 37 C.F.R. § 1.114 when the RCE is filed.
  - a. ☒ The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 02-2135.
    - i. ☒ RCE fee required under 37 C.F. R. § 1.17(e)
    - ii. ☒ Extension of time fee (37 C.F.R. §§ 1.136 and 1.17)
    - iii. ☐ Other \_\_\_\_\_
  - b. ☒ Check in the amount of \$ 1,240.00 enclosed.
  - c. ☐ Payment by credit card (Form PTO-2038 enclosed.)

<b>SIGNATURE OF APPLICANT, ATTORNEY OR AGENT REQUIRED</b>			
<b>NAME AND REG. NUMBER</b>	Patrick T. Skacel, Reg. No. 47,948		
<b>SIGNATURE</b>		<b>DATE</b>	January 31, 2005

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01 FC:1801

790.00 DP



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:  
COLACCI, *et al.*

Examiner: REBECCA COOK

Appln. No.: 09/926,286

Group Art Unit: 1614

Filed: January 15, 2002

Attorney Dkt. No.: 2965-159

Confirmation No. 1756

Customer No.: 6449

For: THE USE OF ALPHA LIPOIC ACID IN THE  
ANTIMETASTATIC TREATMENT

**AMENDMENT**

Mail Stop RCE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria VA 22313-1450

January 31, 2005

Dear Sir:

In connection with the Request for Continued Examination (RCE) being filed concurrently herewith, please amend the above-identified application as indicated below and on the following pages. This Amendment and RCE are being submitted in response to the Final Office Action mailed August 31, 2004, in connection with the above-identified application. A response to the Office Action was originally due November 30, 2004. A fee for a request for a two-month extension of time extending the due date to January 31, 2005 accompanies this Amendment and RCE. Accordingly, this Amendment is being timely filed.

**Amendments to the Claims** are reflected in the listing of claims which begins on page 2 of this paper.

**Remarks** begin on page 6 of this paper.

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